

Notice of Allowability	Application No.	Applicant(s)	
	10/735,525	DEROME ET AL.	
	Examiner	Art Unit	
	Aung S. Moe	2618	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 3/31/2005.
2. ☒ The allowed claim(s) is/are 1-22 (renumbered as 1-22 respectively).
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|--|
| 1. <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date <u>see attached</u> | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

The application has been amended as follows:

In Specification:

In page 1, first paragraph, of the specification, line 2, Serial No "09/382,783" has been changed to Serial No - - 09/382,763 - -.

Allowable Subject Matter

2. The following is an examiner's statement of reasons for allowance:

Regarding claims 1-15, Claims 1-15 are considered allowable over the prior art to record since prior art of record fails to show or fairly suggest a multi-signal generator for simultaneously providing a plurality of signals within a portion of a selected frequency band and having a center frequency and relative frequency spacing of said simultaneous plurality of signals, wherein the multi-signal generator is a variable multi-signal generator for selectively adjusting the center frequency to cause the plurality of signals to cover a differing of the selected frequency band; a modulator connected to the multi-signal generator for selectively and

Art Unit: 2618

simultaneously modulating said plurality of signals; a control unit for selectively controlling the multi-signal generator center frequency; a decoder adapted to prevent a transmission of the plurality of signals in response to receipt of an emergency transmission as substantially described and connected in independent claim 1.

Regarding claims 16-22, claims 16-22 are considered allowable over the prior art to record since prior art of record fails to show or fairly suggest first signal generator for simultaneously providing a plurality of carrier signals within a frequency band and having a relative frequency spacing, and including an amplitude modulator of said plurality of said plurality of signals according to a modulation signal; a second signal generator for selectively providing a selectable frequency signal, and including a frequency modulator of said selectable frequency according to a modulation signal; a mixer receiving the output signals of said first and second signal generators, and providing an output signal; a power amplifier for selectively receiving said signals corresponding to said plurality of signals from said first signal generator and said mixer output signal, providing a signal to an antenna according to said selectively received signal; a control means for selectably enabling said first signal amplitude modulator in a first mode, and said second signal generator frequency modulator in a second mode; and a decoder for detecting an emergency transmission and adapted to disable the dual-mode transmitter so that said signal is not provided to said antenna as substantially described and connected in independent claim 16.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue

Art Unit: 2618

fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Following references are related to the presented claimed invention:

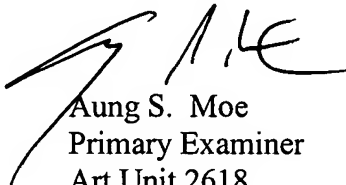
5,661,471	US006188891B1	US005889475A	US00RE38763E
5,635,921	4,764,978	5,602,868	5,162,763
5,465,396	6,188,891	5,889,475	4,443,790
3,624,507			

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Aung S. Moe whose telephone number is 571-272-7314. The examiner can normally be reached on Flex.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Edward F. Urban can be reached on 571-272-7899. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2618

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Aung S. Moe
Primary Examiner
Art Unit 2618

A. Moe
April 28, 2006